

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval Under

Simplified Acquisition Procedures (SAP) Simplified Acquisition Threshold (\$3K to \$150K) For Restricting Competition under FAR 13.106-1(b)(1) "Single Source"

1. Contracting Activity:

Department of Veterans Affairs, Network Contracting Office (NCO) 20 Boise, for the Mann-Grandstaff (Spokane) Medical Center.

2. Nature and/or Description of the Action Being Processed:

We have begun to experience issues with items processed through our steam sterilizers that have not adequately dried. Numerous actions have been taken to try to resolve this issue including bringing in a Steris representative to check all of the sterilizers, checking for issues with steam and steam quality (to the extent we are capable based on available equipment) We are now in need for an outside steam sterilizer consultant to come in to provide additional trouble shooting. This will be a one time service contract and will be firm fixed price.

3. Description of Supplies/Services Required to Meet the Agency's Needs:

This procurement under PR # 668-14-1-5057-0064 (668C45049) is for Steam Audit - Sterilizer(s) Wet Pack Troubleshooting Steam Quality Test as described in ANSI/AAMI ST79 - "Comprehensive Guide to steam sterilization and sterility assurance in health care facilities". Without this critical system properly working, sterilization of surgical equipment cannot be done and as a result all surgical procedures has been halted and as a result has a direct adverse effect on patient care.

4. Statutory Authority Permitting Other than Full and Open Competition:

The statutory authority for restricting competition under SAP, or Single Sourcing, for acquisitions under \$150,000 or Simplified Acquisition Threshold (SAT) is 41 U.S.C. 253(c), as implemented by FAR 13.106-1(b)(1). The specific reason for restricting competition is **urgent and compelling need**. This justification is where in accordance with FAR 6.001(a), acquisitions conducted under FAR 13 for SAP are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2, IAW the VHA SOP for Other Than Full And Open Competition dated 3-22-2011.

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

Vendor identified has worked with other VA facilities to resolve similar issues and is experienced in working on Steris steam sterilizers. The specific reason for restricting competition is that we can no longer rely on items being sterilized in our steam sterilizer to actually be sterile, thus presenting a patient safety issue. Due to minimal sterile stock, we are now in the position of having to cancel patient procedures which impacts patient care and do not have the time to go out for a full solicitation and review of proposals. Vendor is familiar with VA sterilization processes, Steris brand steam sterilizers used at the facility, and has all necessary tools to conduct an in-depth analysis of both sterilizer operations and steam/condensate distribution systems. Although other firms may provide similar service, as stated above, we are now in the position where patient procedures are being cancelled because we are unable to sterilize equipment and there isn't sufficient time to seek solicitations and do proposal evaluations.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

Due to the urgent and compelling nature for the device repair analysis, no other vendor's were sought.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

This is a one-time service. The vendor has provided a proposal for this work that includes staff time on station, report writing, travel and per diem. Per Independent Government Cost Estimate using RS means, the proposal is fair and reasonable. The proposal is a firm/fixed price which also includes anticipated labor, and travel for the technician. Estimated total NTE cost is \$5,450.00. Cost knowledge from previous work under contract per the Bio-Medical Engineers concurs with the reasonable costs for this work. I believe to the best of my knowledge, there are no factors that exist which lead me to question that this price is not fair and reasonable.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

As stated above, no other market research was conducted due to urgency.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition:

As stated above, the urgency of the repair/analysis to maintain the continuity of patient care, the likelihood of incurring fee basis expenditures, and the established

service call prices makes the selection of Thermo Diagnostics LLC the best value choice for the described actions.

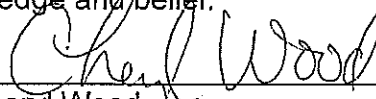
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:
None.

11. A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:

Due to the urgency and the certified/authorized technicians required to perform this service for the systems in question, there are no other actions that could have been reasonably accomplished. Had this not been an emergency, this procurement would have been solicited or a sources sought posted. This is a one time job.

12. Requirements Certification:

I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.


Cheryl Wood
Chief Engineering Service

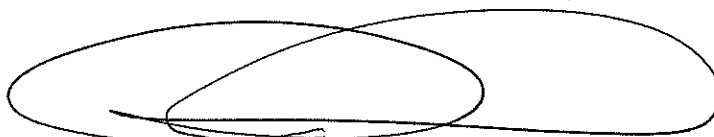
11/5/13
Date


John MacBride
Contracting Specialist
NCO 20

5 Nov 13
Date

13. Approvals in accordance with FAR 6.304

- a. **Contracting Officer's Certification (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


John Kopp
Contracts Manager
NCO 20

05 Nov 13
Date